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 WELLS FARGO BANK, N.A.,
 successor by merger with Wells Fargo Bank
 Southwest, N.A., f/k/a Wachovia Mortgage, FSB,
 f/k/a World Savings Bank, FSB (“Wells Fargo”)
 (erroneously sued separately as “World Savings
 Bank, FSB,” “Wachovia” and “Wells Fargo Bank,
 et al.”)

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

LARRY BROWN,

Plaintiff,

v.

BANK OF AMERICA, N.A., et al.,

Defendants.

CASE NO.: 5:12-cv-02009-TJH (SPx)

**WELLS FARGO BANK, N.A.’S
 NOTICE OF MOTION AND
 MOTION TO DISMISS AND/OR
 SEVER AND JOINDER IN THE
 BANK OF AMERICA
 DEFENDANTS’ MOTION TO
 DISMISS PLAINTIFF’S FIRST
 AMENDED COMPLAINT
 PURSUANT TO FEDERAL RULES
 OF CIVIL PROCEDURE 8(A)(2),
 9(B), AND 12(B)(6) [DOCKET
 NO. 107]**

**[FRCP 8(a)(2), 9(b), 12(b)(6), 20, 21,
 and 42(b)]**

Date: June 3, 2013
 Time: Under Submission
 Ctrm: 17

**NOTICE OF MOTION AND MOTION TO DISMISS PURSUANT TO
FEDERAL RULES OF CIVIL PROCEDURE 12(b)(6), 8(a) AND 9(b); OR,
IN THE ALTERNATIVE, MOTION TO SEVER PURSUANT TO RULES
20, 21, AND 42(b)**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Defendant WELLS FARGO BANK, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB (“Wells Fargo”) (erroneously sued separately as “World Savings Bank, FSB,” “Wachovia” and “Wells Fargo Bank, et al.”) will and hereby does move to dismiss and/or sever Plaintiff’s First Amended Complaint (“FAC”) pursuant to Fed. R. Civ. Proc. (“Rules”) 8(a), 9(b), 12(b)(6), 20, 21 and 42(b). This motion will be taken under submission on June 3, 2013, in Courtroom 17 of the United States District Court for the Central District of California, located at 312 North Spring Street, Los Angeles, California 90012, the Honorable Terry J. Hatter presiding.

This motion is made on the following grounds: (1) the *pro se* Plaintiff does not have the right to represent the interests of unnamed parties in this action and is engaged in the unlicensed practice of law; (2) each claim in the FAC fails to provide a short and plain statement of the claim showing that the pleader is entitled to relief; (3) each claim in the FAC fails to state a claim upon which relief can be granted; and (4) the claims in the FAC are misjoined.

This motion is based upon this Notice, Wells Fargo’s Joinder in the Bank of America Defendants’ Motion to Dismiss the FAC¹ (Docket No. 107), the Bank of America Defendants’ Memorandum of Points and Authorities in Support (Docket

¹ “Bank of America Defendants” refers to Bank of America, N.A., (for itself and as successor by merger to BAC Home Loans Servicing, LP [erroneously sued as Bank of America Home Loans Servicing, LLP and fka Countrywide Home Loans Servicing LP] and Countrywide Bank, FSB); Countrywide Financial Corporation; MERSCORP Holdings, Inc. (erroneously sued as MERSCORP, Inc.); Mortgage Electronic Registration Systems, Inc.; and ReconTrust Company, N.A.

No. 107), the Proposed Order, the argument of counsel at any hearing, and any further matters as this Court deems proper to consider.

This motion is brought following an attempt by defendant's counsel to meet and confer with Plaintiff by telephone on April 23, 2013.

JOINDER

Defendant Wells Fargo hereby joins in the Bank of America Defendants' Motion to Dismiss the First Amended Complaint pursuant to Federal Rules of Civil Procedure 8(a)(2), 9(b), 12(b)(6), 20(a)(1), and 21 and Memorandum of Points and Authorities in Support (Docket No. 107) (the "Motion"), and hereby adopts and incorporates by reference the Motion as though set forth in full herein.

For the reasons set forth in the Motion, which apply equally to the claims against the Bank of America Defendants and to the claims against Wells Fargo, Plaintiff's FAC should be dismissed, without further leave to amend. Alternatively, for the reasons set forth in the Motion, the claims should be found impermissibly joined, as they do not arise out of the same transaction or occurrence, or series of transactions or occurrences. *See* Fed. R. Civ. Proc. 20. The claims should therefore be severed and/or dismissed pursuant to Rules 20, 21, 42(b), and 12(b)(6).

Dated: April 29, 2013

Respectfully submitted,
 ANGLIN, FLEWELLING, RASMUSSEN,
 CAMPBELL & TRYTTEN LLP

By: /s/ Dean A. Reeves
 Dean A. Reeves
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Attorneys for Defendants
 WELLS FARGO BANK, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB ("Wells Fargo") (erroneously sued separately as "World Savings Bank, FSB," "Wachovia" and "Wells Fargo Bank, et al.")

ANGLIN FLEWELLING RASMUSSEN CAMPBELL & TRYTTEN LLP

CERTIFICATE OF SERVICE

I, the undersigned, declare that I am over the age of 18 and am not a party to this action. I am employed in the City of Pasadena, California; my business address is 199 S. Los Robles Avenue, Suite 600, Pasadena, California 91101-2459.

On the date below, I served a copy of the foregoing document entitled:

WELLS FARGO BANK, N.A.'S NOTICE OF MOTION AND MOTION TO DISMISS AND/OR SEVER AND JOINDER IN THE BANK OF AMERICA DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 8(A)(2), 9(B), AND 12(B)(6) [DOCKET NO. 107]

on all interested parties in said case as follows:

**Served via the The Court's CM/ECF System and
By Means Other Than The Court's CM/ECF System**

**Served By Means Other Than The
Court's CM/ECF System**

BY MAIL

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Chase Bank, N.A., an acquirer of
certain assets and liabilities of
Washington Mutual Bank from the
FDIC as receiver)*

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[X] BY MAIL (*Pro Se Plaintiff, Larry Brown*): I am readily familiar with the firm's practice of collection and processing correspondence by mailing. Under that same practice it would be deposited with U.S. Postal Service on that same day with postage fully prepaid at Pasadena, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. This declaration is executed in Pasadena, California, on April 29, 2013.

Rachelle Guillory

(Print Name)

/s/ Rachelle Guillory

(Signature of Declarant)